

September 8, 2009

A regular meeting of the Council of the City of Bedford, Virginia, was held in the Council Hall of the Municipal Building at 7:00 p.m., September 8, 2009.

Members present: Mayor W. D. Tharp; Councilwoman Mary L. Flood; Councilman Jeffrey B. Hubbard; Councilman Steve C. Rush; Councilman C. G. Stanley, Jr.; Councilman James A. Vest; and Vice Mayor Robert T. Wandrei

Members absent: None

Staff present: City Manager Charles P. Kolakowski; City Attorney W. W. Berry, IV; and Clerk of the Council Teresa W. Hatcher

Mayor Tharp opened the meeting and led all present in saying the Pledge of Allegiance to the Flag.

Mayor Tharp declared that the minutes of a regular Council meeting held on August 25, 2009, were approved as distributed.

City Manager Kolakowski reported on the following:

- Centerfest is scheduled for September 26
- Electronics Recycling Day – October 3 – Bedford Farmer's Market – 8:00 a.m. – 12:00 noon – Scott Recycling will be taking all electronics collected - this is being done as a service to the residents and businesses in the area and to help divert some of these products out of the waste stream

Councilman Vest, Chairman of the Finance Committee, stated the Committee met earlier in the evening and reviewed an email received by the City Manager about the state shortage in funding and the effects it could have on the City. Councilman Vest reported that the Committee has been discussing how to better utilize the reporting system and the staff has suggested moving some of the funds to capital accounts – there would be a General Capital Projects fund, a Solid Waste Capital Projects fund, a Water and Sewer Capital Projects fund, and an Electric Capital Projects fund.

The Consent Agenda consisted of the following items:

- The Bedford Area YMCA is requesting permission to hold its Annual Peaks of Otter Christmas Classic Foot Race on Saturday, December 5, 2009, and to block the following streets from 8:00 a.m. to 11:00 a.m.: Peaks Street, Whitfield Drive, Oakwood Street, Longwood Avenue, Hampton Ridge Avenue and Elm Street. City Council is requested to approve the closing of the above streets for the YMCA's Annual Peaks of Otter Christmas Classic Foot Race from 8:00 a.m. to 11:00 a.m. on December 5, 2009.
- The term of Allen F. Persinger on the Redevelopment and Housing Authority expires on October 13, 2009. Mr. Persinger has requested reappointment for a four-year term. Council is requested to reappoint Allen F. Persinger to a four-

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year term on the Redevelopment and Housing Authority, said term to expire October 13, 2013.

On motion by Vice Mayor Wandrei, seconded by Councilman Vest, voted upon and carried unanimously by a roll call vote, Council adopted the Consent Agenda as presented. Roll call vote follows:

Councilwoman Flood	aye
Councilman Hubbard	aye
Councilman Rush	aye
Councilman Stanley	aye
Councilman Vest	aye
Vice Mayor Wandrei	aye
Mayor Tharp	aye

The City Manager stated that Section 58.1-3275 of the Code of Virginia of 1950, as amended, requires that a City tax assessor be appointed to conduct the reassessment of real property. Mr. Kolakowski indicated that members of Council had received copies of a proposed Resolution appointing Donald K. Thomas as the City Assessor. Mr. Thomas is on the staff of Wingate Appraisal Service, the firm which is conducting the 2009-2010 reassessment in the City, and will serve as the Professional Assessor.

On motion by Councilman Stanley, seconded by Councilwoman Flood, voted upon and carried unanimously by a roll call vote, Council adopted the Resolution appointing Donald K. Thomas as the City Professional Assessor. Roll call vote follows:

Councilman Hubbard	aye
Councilman Rush	aye
Councilman Stanley	aye
Councilman Vest	aye
Vice Mayor Wandrei	aye
Councilwoman Flood	aye
Mayor Tharp	aye

The resolution follows as adopted:

RESOLUTION

WHEREAS, the Code of Virginia of 1950, as amended, requires cities such as Bedford to reassess property at intervals not to exceed four years; and

WHEREAS, 2009 is the fourth year since such reassessment; and

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WHEREAS, the Code of Virginia of 1950, as amended, also requires that a City tax assessor be appointed to conduct such reassessment;

NOW THEREFORE, BE IT RESOLVED that Donald K. Thomas be appointed as City assessor, such appointment to expire on June 30, 2010, and that an attested copy of this Resolution authorizing Donald K. Thomas to serve in this capacity be forwarded to the Property Tax Section, Department of Taxation, of the Commonwealth of Virginia.

City Manager Kolakowski reported that Schedule PCA (Power Cost Adjustment) was created in 2008 allowing an adjustment to the KWh charges to all customers to reflect power costs more accurately. The June reduction of the PJM imposed RPM rates along with an increase in production at the City's Snowden hydroelectric plant move staff to recommend modifying the PCA factor from \$0.00817 per KWh to \$0.00354 per KWh. This will reduce City of Bedford electric customer bills approximately 5%. The modified PCA factor is effective as of the August 28, 2009 large power billing and shall be in force for six consecutive billing cycles for all customer classes.

The City Manager stated that City Council is requested to modify the PCA factor effective as of the August 28, 2009, large power billing and this shall be in force for six consecutive billing cycles for all customer classes.

On motion by Councilman Vest, seconded by Councilman Hubbard, voted upon and carried by a roll call vote, Council approved the request to modify the PCA factor effective as of the August 28, 2009, large power billing and this shall be in force for six consecutive billing cycles for all customer classes. Roll call vote follows:

Councilman Rush	aye
Councilman Stanley	aye
Councilman Vest	aye
Vice Mayor Wandrei	aye
Councilwoman Flood	aye
Councilman Hubbard	aye
Mayor Tharp	aye

Councilman Vest asked that the City Manager's office notify the large electrical users as this may make some difference in their budgeting. Mr. Kolakowski stated that the large customers will be notified directly and a notice will be going out with the electric bills informing all customers of the change.

Councilman Stanley moved that Council adjourn into closed session pursuant to Section 2.2-3711(1)(3) of the Code of Virginia of 1950, as amended, for discussion of the acquisition of real property where no previous announcement has been made and an open meeting would adversely affect negotiations. Councilman Rush seconded the motion. The motion was voted upon and carried by the following roll call vote:

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Councilman Stanley	aye
Councilman Vest	aye
Vice Mayor Wandrei	aye
Councilwoman Flood	aye
Councilman Hubbard	aye
Councilman Rush	aye
Mayor Tharp	aye

Council adjourned into closed session at 7:10 p.m. The following non-council members attended: City Manager Kolakowski, City Attorney Berry, and Assistant City Manager Warner.

Council reconvened into open session at 7:26 p.m.

The Clerk of Council read aloud the following resolution:

BE IT RESOLVED that the Council of the City of Bedford hereby certifies that (1) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (2) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Council.

On motion by Councilman Hubbard, seconded by Councilman Stanley, voted upon and carried by a roll call vote, Council adopted the resolution. Roll call vote follows:

Councilman Vest	aye
Vice Mayor Wandrei	aye
Councilwoman Flood	aye
Councilman Hubbard	aye
Councilman Rush	aye
Councilman Stanley	aye
Mayor Tharp	aye

Mayor Tharp adjourned the meeting at 7:27 p.m.